

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**LAWRENCE LAMB,**

**Plaintiff,**

**v.**

**No. 1:22-CV-00485**

**JOSE CORDERO, CHRIS MARQUEZ  
and the NEW MEXICO CORRECTIONS DEPARTMENT,**

**Defendants.**

**NOTICE OF REMOVAL OF ACTION**

COME NOW Defendants Jose Cordero, Chris Marquez and the New Mexico Corrections Department, by and through counsel of record, Kennedy, Moulton & Wells, P.C., by Debra J. Moulton, and removes the above captioned matter, filed in the First Judicial District Court, County of Santa Fe, State of New Mexico, **D-101-CV-2021-01382** to the United States District Court for the District of New Mexico on the following grounds:

1. On June 9, 2022, Plaintiff filed his First Amended Complaint with the First Judicial District Court. A true and correct copy of the First Amended Complaint is attached hereto as Exhibit A.
2. In his Amended Complaint, Plaintiff expressly makes claims of violations of his civil and constitutional rights under 42 U.S.C. § 1983, specifically of his Eighth Amendment rights.
3. Given Plaintiff's express federal claims, this case may be removed to this Court pursuant to the provisions of 28 U.S.C. § 1441, 1443 and 1446.
4. Less than thirty (30) days have passed since Defendant received a copy of the initial pleadings in this matter. This Notice of Removal, therefore, is timely filed pursuant to 28

U.S.C. § 1446(b).

5. Written notice of the filing of this Notice of Removal will be served on Plaintiff promptly after it is filed.

6. A Notice of Filing Notice of Removal, along with a true and correct copy of this Notice of Removal, will be filed with the Clerk of the First Judicial District Court, County of Santa Fe, State of New Mexico, promptly after the filing of this Notice of Removal.

7. Venue is proper in this Court.

8. Consent to removal has been received from all Defendants.

Respectfully Submitted,

KENNEDY, MOULTON & WELLS, P.C.

/s/ Debra J. Moulton

DEBRA J. MOULTON

Attorneys for Defendants

2201 San Pedro NE, Bldg.3, Suite 200

Albuquerque, New Mexico 87110

(505) 884-7887

I HEREBY CERTIFY that a true and correct  
copy of the foregoing was sent via electronic mail to:

Steven Robert Allen  
New Mexico Prison & Jail Project  
3800 Osuna Rd. NE, Ste. 2  
Albuquerque, NM 87109  
[steve@nmpjp.org](mailto:steve@nmpjp.org)

Adam S. Baker  
Baker Law Office, LLC  
P.O. Box 784  
Santa Fe, NM 87504  
[abaker@bakerlawoffice.net](mailto:abaker@bakerlawoffice.net)

on this 1<sup>st</sup> day of July, 2022.

/s/ Debra J. Moulton  
DEBRA J. MOULTON